

MUSSER'S STORY

Will continue for about twelve weeks longer. It grows in interest. Are you following it Sunday?

The Salt Lake Tribune

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WEATHER TODAY—Generally fair.

SALT LAKE CITY, UTAH, SATURDAY MORNING, FEBRUARY 22, 1908.

PRUDENCE SAYS

Every good business man should be preparing to take advantage of the business activity soon to follow.

10 PAGES—FIVE CENTS.

"UNFAIR" LIST IS FAIREST GUESTS OF SAME AS BOYCOTT EL KALAH PATROL

Illinois Supreme Court Sustains Injunction Against Labor Union Leaders.

STRIKE FIRST BEGAN OVER EMPLOYERS' RIGHTS PEER INTO MYSTERY OF FIFTH DIMENSION

Litigation Which Has Extended Over Period of Four Years Ended by Decision.

CHICAGO, Feb. 21.—The Illinois supreme court at Springfield yesterday decided that a labor union's "unfair list" is in effect a boycott, and could be enjoined.

The case was brought by John E. and John T. Wilson, livery and dray men of Sparta, Ill., and owners of the Sparta Auditorium. The suit was brought by these two men against Roy Hay and other union labor men of Sparta.

The Wilsons were hauling brick for a schoolhouse in 1900. The local of the Team Drivers' International union ordered another driver put to work. The Wilsons appealed to President C. P. Shea, but he refused to interfere. Then notice was printed that the Wilsons were on the unfair list.

Dispute Over Dues.

Again in 1904 the Wilsons were working on a church building and could not get sufficient union help. They were permitted to employ non-union men under an agreement that they would pay union dues for the men, and dispute arose as to how much was due.

The amount in controversy was only \$4, but it resulted in the Wilsons being put on the unfair list again. Then the board of Sparta wanted to give a course of lectures in the Auditorium, and quickly was ordered by the union not to hire that hall. The ban later was raised at the request of the superintendent of schools.

However, the local undertaker was told not to use the Wilsons' teams in hauling his hearse. The Wilsons then secured an injunction, which is now confirmed.

WASHINGTON NEWS OF INTEREST TO THE WEST

Special To The Tribune.

WASHINGTON, Feb. 21.—Culbert King of Cayote, Utah, has been granted a pension as a soldier of the Indian war of 1855. He will receive \$540 arrears pay and \$8 a month.

The Senate passed an important bill this afternoon. It gave to the State of Idaho 1,000,000 acres additional land under the Carey act. It is likely that other bills for the intermountain States of like character will be introduced. The bill passed today was introduced by Mr. Heburn, who explained that applications were on file now for more land than remained of the acreage given to the State originally under the Carey act. He explained the wonderful development of the Twin Falls country and said that, as the result of it, he had been able to induce the land office to leave the map with the designation of that section as "Snake river desert."

The University of Idaho, at Moscow, has entered into a co-operative agreement with the forest bureau in Washington to carry on a series of tests to determine the relative commercial value of various timbers in the State of Idaho. The tests will be made at the university.

William N. Shoaly has been appointed postmaster at Utah Hot Springs, Box Elder county, Utah.

OKLAHOMA WILL BE ALL SOLID FOR BRYAN

MUSKOGEE, OKLA., Feb. 21.—W. J. Bryan will be unanimously endorsed at the Oklahoma Democratic State convention which will meet here tomorrow, and a solid vote will be sent to the Denver convention instructed to vote for him as a unit on a platform that he may favor. This was conceded here today. Many Democrats are already here.

Gov. Haskell, who will dominate the convention, arrived today and was accorded a big demonstration.

STOCKMAN IN JAIL FOR ILLEGAL FENCING

HELENA, MONT., Feb. 21.—The Circuit court having dismissed his appeal as without merit, Francis D. Cooper, former chairman of the Board of Commissioners of Cascade county, and a prominent northern Montana stockman, today began the serving of the heaviest sentence ever imposed for a similar offense against the United States land laws. This being Cooper's second offense, Federal Judge Hunt fined him \$500 and sentenced him to jail for fifteen days.

Cooper was convicted on the charge of illegally fencing public lands.

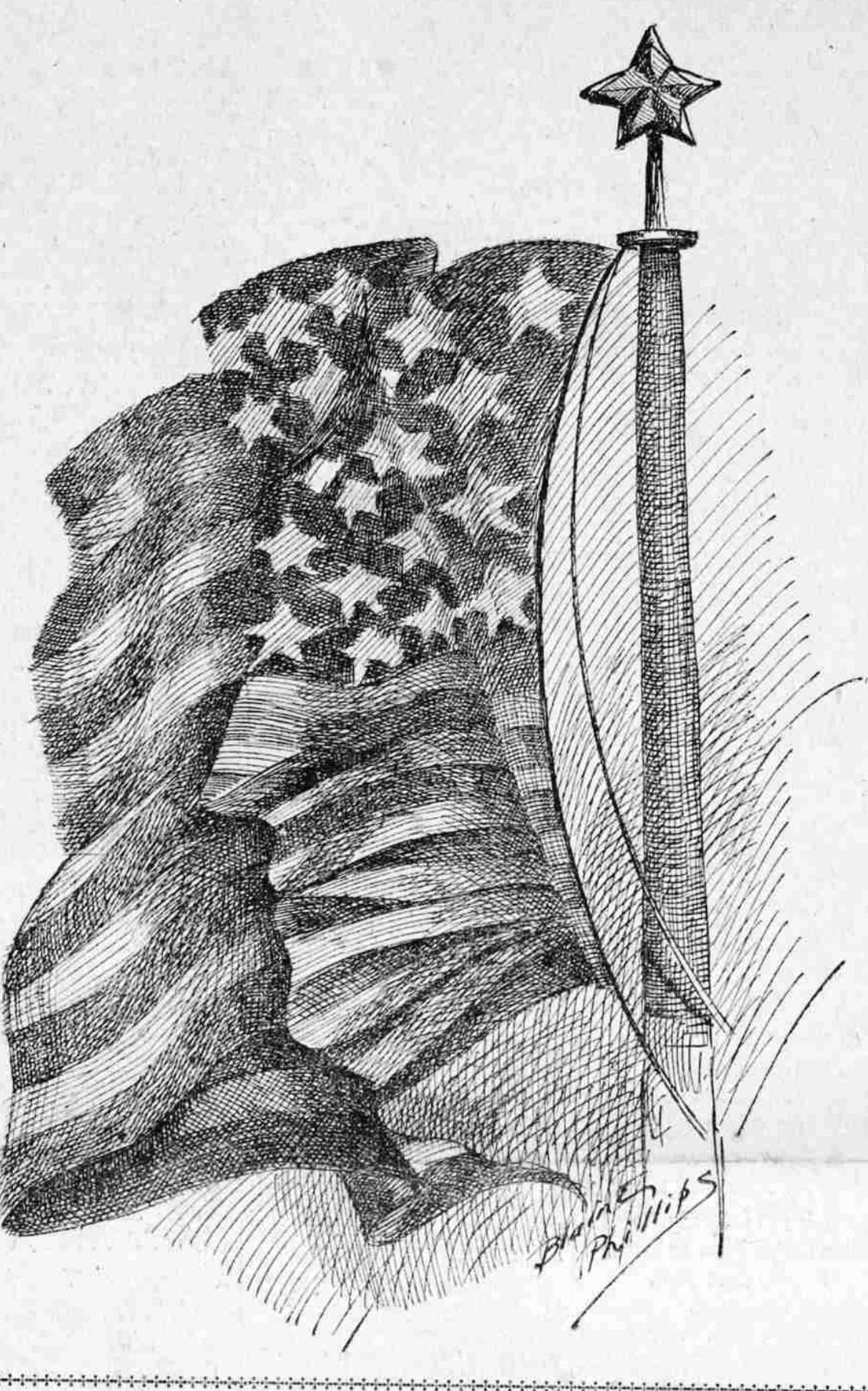
CROSBY S. NOYES, VETERAN EDITOR, DIES

LOS ANGELES, Feb. 21.—Crosby S. Noyes, the veteran editor of the Washington Evening Star, died shortly after 3:30 p. m. tonight at the Hotel Raymond, Pasadena, where he had been ill for some time. Mr. Noyes, who was surrounded by members of his family at the time of his death, retained his faculties to the end.

Keene Withdraws Horse.

NEW YORK, Feb. 21.—It was announced today that James R. Keene has withdrawn his horse from the Z. C. M. L. race.

"FIRST IN PEACE."



WOMAN BLAMED FOR PHILADELPHIA RIOT

Anarchist Agitator Held Under Heavy Bond for Causing Battle in Street.

PHILADELPHIA, Feb. 21.—As a sequel to the remarkable scene enacted in Broad street late yesterday afternoon, when several hundred policemen gave battle to more than 1000 unemployed foreigners who were marching to the city hall for the purpose of making a demonstration, fourteen Italians were held in jail here today. Five of the ringleaders were held on a charge of assault and battery and inciting to riot, and nine of the other members of the crowd were held for inciting to riot. A number of witnesses were examined.

A witness testified that at the mass meeting which preceded the march, a woman speaker had incited the men by declaring "it is better to be in jail where you get plenty to eat than to be out of work and hungry."

Voltaire de Clevre, the anarchist, and others addressed the mass meeting. She steadfastly disclaimed any responsibility for the march and the disorder which followed. She said her speech was in English and that half of the audience did not understand her. She said she was not afraid of the police, and they knew where to find her.

Woman Charged With Felony.

OAKLAND, Cal., Feb. 21.—Mrs. Isabella Martin, at present confined in the jail at Weaverville, Cal., on a charge of arson, will be brought to Oakland for trial on a felony charge growing out of her alleged attempt to blow up the home of Judge Ogden last March.

SENATOR PERKINS FOR EXPANSION OF NAVY

Declares Nation Must Maintain Present Relative Position With Other Powers.

WASHINGTON, Feb. 21.—A defense of the policy of sending the American battleships to the Pacific ocean and maintaining that the vast expenditure on the new navy was fully warranted was made in the Senate by Senator Perkins of California today. His remarks were directed to a resolution which he had read at the desk, as follows:

Resolved, That it should be the policy of this Government, while not adopting a continuous programme fixing the number of naval vessels or any type to be built in future years, to maintain its present relative position in comparison with the navies of the other great powers.

"The policy," he said, "which sent the fleet to the Pacific is wise and necessary if we are to retain on that ocean the prestige that will give a fair and open field to our sea trade."

This was in no way an indication of any unfriendliness on the part of the United States toward any other nation. The reception the fleet had received in South America, he declared, was a declaration of the friendship of those people toward the United States.

BILL TO INCREASE HOMESTEAD ENTRIES

Special To The Tribune.

WASHINGTON, Feb. 21.—A bill amending the public land laws, increasing homestead entries from 160 to 320 acres, was introduced in the House today by Representative Mondell, chairman of the Public Lands committee. The bill permits persons now holding entries under homestead laws of 160 acres to increase their holdings to 320 acres, and allows residence and improvements made on present holdings to count in considering requirements upon the additional entries.

There will be another chapter of Don Carlos Musser's narrative on Polygamy in THE SUNDAY TRIBUNE

In The Sunday Tribune of February 23

will appear the opening chapters of a new serial story, "Brown of Harvard." It is by Rida Johnson Young and Gilbert P. Coleman. You cannot afford to miss this charming story.

No Paper is Better Than The Sunday Tribune

There are more special features in the Sunday Tribune than in all the other Sunday papers in the Inter-Mountain country. Every person who would keep posted upon affairs in this great Inland Empire reads the Sunday Tribune. You want to be in the swim; order the Sunday Tribune sent to your home. Call either phone.

SUES BINGHAM CON. TO RECOVER NOTE

Attachment Action for \$46,696.29 Is Begun Against Mining Company.

NEW YORK BANK BEHIND SUIT TO COLLECT MONEY

Garnishment Levied on McCornick's Bank: Attachment of Property May Follow.

The Mercantile National Bank of New York City, filed an attachment suit against the Bingham Consolidated Mining & Smelting company in the third district court Friday, to recover \$45,943.33, principal, and \$752.96, interest, on a promissory note.

It is set out in the complaint that a demand note was executed by the company for \$50,000, in favor of the State Savings Bank of Butte, Mont., May 20, 1907, and that \$4056.67 was paid on the note, Oct. 22, 1907.

It is then alleged that the note was assigned to the Mercantile National Bank, which made a demand for payment upon the company Dec. 24, 1907, at which time the note was protested.

A garnishment was levied on McCornick & Co. bank, but it is not believed that the company has a deposit there at present, and the property at Bingham will be levied upon in a day or two, unless the suit is settled in the meantime.

The Bingham Consolidated Mining & Smelting company is a Heineze Corporation and owns the Eagle and Blue Bell property at Tintic, in addition to other holdings at Bingham. The company also was one of the four defendants in the famous smelter smoke cases, and its smelter was closed down, as a result of the ruling of the United States courts in those actions. F. A. Heinze is one of the largest stockholders. J. A. Coram and E. L. White, Boston, are also largely interested in the company, and W. S. McCornick, of this city, is a director.

It has recently been rumored that the Bingham Consolidated and the Ohio Copper company, another Heineze corporation, would shortly consolidate, but nothing definite is known concerning the proposition. The stock of the company has fallen from \$40 to \$15.50 a share.

ALL SELLING EVENTS: NO CLOSE FINISHES

LOS ANGELES, Feb. 21.—Ben Stone, held at 12 to 2 in the betting, won the race at Santa Anita today by five lengths from Mr. Simral, with Orfamb third. Four of the six races on the card were selling events, and there were no close races during the day.

First race, six furlongs, purse—Orfamb, 107 (Miller), 7 to 2, won; Simral, 107 (Miller), 8 to 1, second; Adelbert, 107 (Schilling), 4 to 1, third. Time, 1:15 2-5. Lord Roosting, 107 (Miller), 4 to 1, fourth.

Second race, three and one-half furlongs, purse—Fores, 108 (Dugan), 3 to 1, won; J. H. Reed, 108 (Hennrich), 8 to 1, second; Ingleton, 108 (McIntyre), 10 to 1, third. Time, 42 2-5 seconds.

Third race, six furlongs, selling—Escalante, 107 (Schilling), 9 to 10, won; Columbia Girl, 102 (Van Dusen), 7 to 1, second; Gateway, 104 (Hart), 7 to 1, third. Time, 1:28 2-5. Burrolette, 107 (Transmuter), 10 to 1, fourth.

Fourth race, seven furlongs, selling—Lady Kitty, 104 (Schilling), 3 to 2, won; Virginia Lorraine, 104 (Muggrave), 15 to 1, second; Adena, 104 (Hennrich), even, third. Time, 1:38 2-5. Burrolette, 107 (Transmuter), 10 to 1, fourth.

Fifth race, five and one-half furlongs—Ben Stone, 109 (Hart), 1 to 2, won; Simral, 112 (Taylor), 10 to 1, second; Orfamb, 112 (Hennrich), 6 to 1, third. Time, 1:27 2-5. Cinnabar, 107 (Miller), 10 to 1, fourth.

Sixth race, six furlongs, selling—Escalante, 107 (Schilling), 9 to 10, won; Columbia Girl, 102 (Van Dusen), 7 to 1, second; Gateway, 104 (Hart), 7 to 1, third. Time, 1:28 2-5. Burrolette, 107 (Transmuter), 10 to 1, fourth.

Seventh race, seven furlongs, selling—Lady Kitty, 104 (Schilling), 3 to 2, won; Virginia Lorraine, 104 (Muggrave), 15 to 1, second; Adena, 104 (Hennrich), even, third. Time, 1:38 2-5. Burrolette, 107 (Transmuter), 10 to 1, fourth.

Eighth race, five and one-half furlongs—Ben Stone, 109 (Hart), 1 to 2, won; Simral, 112 (Taylor), 10 to 1, second; Orfamb, 112 (Hennrich), 6 to 1, third. Time, 1:27 2-5. Cinnabar, 107 (Miller), 10 to 1, fourth.

Ninth race, six furlongs, selling—Escalante, 107 (Schilling), 9 to 10, won; Columbia Girl, 102 (Van Dusen), 7 to 1, second; Gateway, 104 (Hart), 7 to 1, third. Time, 1:28 2-5. Burrolette, 107 (Transmuter), 10 to 1, fourth.

Tenth race, seven furlongs, selling—Lady Kitty, 104 (Schilling), 3 to 2, won; Virginia Lorraine, 104 (Muggrave), 15 to 1, second; Adena, 104 (Hennrich), even, third. Time, 1:38 2-5. Burrolette, 107 (Transmuter), 10 to 1, fourth.

Eleventh race, five and one-half furlongs—Ben Stone, 109 (Hart), 1 to 2, won; Simral, 112 (Taylor), 10 to 1, second; Orfamb, 112 (Hennrich), 6 to 1, third. Time, 1:27 2-5. Cinnabar, 107 (Miller), 10 to 1, fourth.

Twelfth race, six furlongs, selling—Escalante, 107 (Schilling), 9 to 10, won; Columbia Girl, 102 (Van Dusen), 7 to 1, second; Gateway, 104 (Hart), 7 to 1, third. Time, 1:28 2-5. Burrolette, 107 (Transmuter), 10 to 1, fourth.

Thirteenth race, seven furlongs, selling—Lady Kitty, 104 (Schilling), 3 to 2, won; Virginia Lorraine, 104 (Muggrave), 15 to 1, second; Adena, 104 (Hennrich), even, third. Time, 1:38 2-5. Burrolette, 107 (Transmuter), 10 to 1, fourth.

Fourteenth race, five and one-half furlongs—Ben Stone, 109 (Hart), 1 to 2, won; Simral, 112 (Taylor), 10 to 1, second; Orfamb, 112 (Hennrich), 6 to 1, third. Time, 1:27 2-5. Cinnabar, 107 (Miller), 10 to 1, fourth.

Fifteenth race, six furlongs, selling—Escalante, 107 (Schilling), 9 to 10, won; Columbia Girl, 102 (Van Dusen), 7 to 1, second; Gateway, 104 (Hart), 7 to 1, third. Time, 1:28 2-5. Burrolette, 107 (Transmuter), 10 to 1, fourth.

Sixteenth race, seven furlongs, selling—Lady Kitty, 104 (Schilling), 3 to 2, won; Virginia Lorraine, 104 (Muggrave), 15 to 1, second; Adena, 104 (Hennrich), even, third. Time, 1:38 2-5. Burrolette, 107 (Transmuter), 10 to 1, fourth.

Seventeenth race, five and one-half furlongs—Ben Stone, 109 (Hart), 1 to 2, won; Simral, 112 (Taylor), 10 to 1, second; Orfamb, 112 (Hennrich), 6 to 1, third. Time, 1:27 2-5. Cinnabar, 107 (Miller), 10 to 1, fourth.

SMOOT WILL OBEY HIERARCH'S ORDERS

This Means That He Will Again Be Candidate for Senator.

REASONS WHY HE MUST MAKE THE RACE

Church Republicans in Sore Distress Over Having to Carry Apostle.

"I see, according to a special dispatch printed in your paper this morning," said the prominent politician to The Stroller on Friday, "that Senator Smoot was at the White House Thursday, and that while he declined to discuss the object of his visit, Washington papers declare that the apostle talked over with the President the fight that is to be waged against him for re-election. I notice, too, that the Washington Star says:

"Mr. Smoot realizes that the American party and the Democrats opposed to Mormon domination may use the untimely leadership of Samuel Newhouse and make trouble for the apostle-Senator. There has been a rumor here that the apostle has been so much alarmed by recent developments in Utah that the plan of trying to send Representative Howell to the Senate as the successor to Senator Sutherland may be abandoned and that Smoot himself has been quoted as saying that it might be necessary for him to give up office."

Recalls an Old Story.

"Now that is all good dope," continued the politician, "but Howell is not going to the Senate, nor will any attempt be made to send him to the Senate as successor to Sutherland—that contingency is two years away. The fact that states Utah in the face is Smoot's successor, and this reminds me of this story: Two Southern negroes were out postrail hunting one day, when one of them noticed a big wildcat on the limb of a tree.

"Shall we ketch 'im, Rastus?" said the one darky.

"All right, Sanbo. You go up an' chase 'im down, an' I'll ketch 'im."

"Sanbo climbed up the tree, crawled out on the branch, and shoofed the cat down. The next minute he was the darndest snoring, hissing, cawing and howling."

"Shall I cum down an' help yer to hol' 'im, Rastus?" asked Sanbo from up in the tree.

"No, fer de Lor' sake, cum down an' help me fer to let 'im go," yelled Rastus.

Position Church Republicans.

"Now that is exactly the position the church Republican crowd is in. The church has shaken Smoot from the tree; we've got him, and we are trying to find some way to let him go. The man in the tree, in the person of the hierarchy, won't help, the Federal bunch won't help, we dare not let go, and to be frank about it we are in a deal of a fix."

All this Smoot knows, and he, too, is in a peculiar position. If he resigns his ecclesiastical position, all will say that he did it to hold his Senatorial job. If he should resign the senatorship the country would say it was coercion upon the part of the church. Hence Smoot will do just one thing, that is, obey counsel.

Hierarchy Wants Smoot.

"The lecherous and bestial head of the band of twenty-six wants Smoot in the Senate. So do the other twenty-five, including Smoot. The polygamist outfit has tried a jack-Mormon in the person of Sutherland, and while he works in the harness as does Smoot, he requires more careful watching. The bucking string about his neck is not visible, the one about Smoot is. To disobey the mandate of the prophet, seer, revealer, polygamist, man with five wives, father of forty-three children, mouthpiece of the Most High, king and ruler over the saints, means excommunication. Smoot does not want to be excommunicated, and besides he is in on the tithing graft, as is his chief. No, Smoot will obey, and he says it was coercion upon the part of the church."

Thursday night there was a meeting of the insurgents, or those in the church party that oppose Smoot. A meeting had been held one week previous. It was on account of the first meeting that Smoot called on the President. He was so advised by the Federal bunch. Their promise to deliver the state for and rendered Smoot's worst enemies, their official heads will go to imagine what an awful thing it would be to pull Artie Thomas away from the public test.

Not All Gentiles.

"These insurgents, these rebels against Smoot and Snootism, are not all gentiles, the majority are Mormons who have become tired of the odium and shame which as members of the dominant church they have to face all the time. They are against Smoot because his seat in the Senate has caused them to lose as well as their families to be held up to ridicule and scorn by the world. In other words, they must answer for the polygamist practices of the hierarchy, which Smoot sustains. This is why they rebel."

"This revolt in the church against Smoot is far-reaching. His persistency in remaining in the senatorial contest, if he should be elected, would mean to them six years more of humiliation, of shame which would be heaped upon them by the world at large. These insurgents know that voting machines tell no tales, they just record votes, and the levers will be turned upon many a legislative candidate this fall."

Who Are Insurgents.

"Look at these insurgents! Who are they? Daniel Harrington, son-in-law of former President John Taylor of the Mormon church; Stephen H. Love, head of the transportation bureau of the Z. C. M. L., are the leaders. They are weary of Smoot, weary of Snootism. Then look at the others: Bauer X.